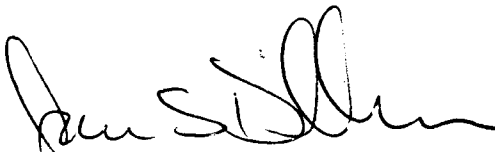


In FAA Order No. 90-18 (served August 22, 1990), the Administrator denied Respondent's appeal and affirmed the law judge's initial decision in the above-captioned case. In footnote 10 of that decision and order, the Administrator stated that he had considered whether any changes made in the Rules of Practice during the pendency of the case may have affected the result in the case, and concluded that no change in the Rules was pertinent to the case. The Administrator indicated that if Respondent disagreed with that conclusion, it could file a petition for reconsideration of the decision and order based on that issue. The Administrator further stated that, although the the filing of a petition for reconsideration does not normally stay the effectiveness of the Administrator's final decision and order (see, 14 C.F.R. §13.234(f)), he would stay the effectiveness of his decision and order pending disposition of a petition for reconsideration based on changes in the Rules of Practice, if one was filed in this case.

On September 20, 1990, Respondent filed a timely petition for reconsideration in which he argues that changes made in the Rules of Practice would have affected the result in this case.

THEREFORE, the effectiveness of FAA Order No. 90-18 is hereby stayed pending the Administrator's disposition of Respondent's petition for reconsideration.

JAMES B. BUSEY, ADMINISTRATOR  
Federal Aviation Administration



JAMES S. DILLMAN\*  
Assistant Chief Counsel

Issued this 4th day of October 1990.

\* Issued under authority delegated to the Chief Counsel and the Assistant Chief Counsel for Litigation by Memorandum dated January 29, 1990, pursuant to 49 U.S.C. §322(b) and 14 C.F.R. §13.202. See, 55 Fed. Reg. 15094 (April 20, 1990).